

Message Text

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PAGE 01 BELGRA 05791 261606Z
ACTION CPR-01

INFO OCT-01 EUR-12 ISO-00 L-03 JUSE-00 TRSE-00 OPR-02
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FM AMEMBASSY BELGRADE
TO SECSTATE WASHDC 2164

UNCLAS BELGRADE 5791

FOR: PROTOCOL

E.O. 11652: N/A
TAGS: PDIP
SUBJECT: HOST COUNTRY REQUIREMENTS FOR AUTOMOBILE LIABILITY
INSURANCE

REF: STATE 189095

INFORMATION REQUESTED UNDER REFTEL FOLLOWS:

A. YES. LIABILITY INSURANCE IS MANDATORY FOR ALL
AUTOMOBILES REGISTERED IN THE COUNTRY.

B. THE LAW SPECIFIED THAT THE LEASE AMOUNT OF DAMAGE
MUST BE INDEMNIFIED. THEREFORE NO MINIMUM COVERAGE IS
PERMITTED. HOWEVER, POLICY INDEMNIFICATION IS LIMITED
TO \$138,000 FOR PASSENGER VEHICLES AND \$276,000 FOR
TRUCKS. THESE DOLLAR FIGURES ARE BASED ON THE CURRENT
RATE OF EXCHANGE 18 DINARS TO ONE DOLLAR. NO VEHICLE,
INCLUDING THOSE OF DIPLOMATS, CAN BE REGISTERED WITHOUT
LIABILITY INSURANCE.

C. N/A SINCE SUCH LAW EXISTS.

D. ALL MEMBERS OF MISSION CARRY LIABILITY INSURANCE MEETING
PRESCRIBED LEVELS.

E. HOST COUNTRY IS PARTY TO EUROPEAN CONVENTION ON
COMPULSORY INSURANCE AGAINST LIABILITY IN RESPECT
OF MOTOR VEHICLES. INJURED PARTY, IF UNABLE TO OBTAIN
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SATISFACTORY COMPENSATION DEALING DIRECTLY WITH THE
INSURER, MAY BRING ACTION EITHER AGAINST THE INSURER
OR THE ASSURED. LOCAL LAW PROVIDES FOR DIRECT LEGAL
ACTION AGAINST INSURERS. HOWEVER, DIPLOMATIC MISSIONS
AND DIPLOMATIC PERSONNEL ARE NOT REQUIRED TO COOPERATE
IN DEFENSE AGAINST THE ACTION. THE INSURER OBTAINS
NECESSARY INFORMATION FROM THE ASSURED AND DOES NOT

MAKE THE ASSURED A PARTY TO AN ACTION BROUGHT AGAINST HIM BY THE INJURED PARTY. THIS IS NOT APPLICABLE IN CASES OF CRIMINAL ACTION AGAINST THE ASSURED.

F. SEE ABOVE

G. THERE IS NO PRACTICE FOR DIPLOMATIC MISSIONS TO WAIVE DIPLOMAT'S IMMUNITY FOR PURPOSE OF COOPERATING WITH INSURER IN DEFENSE.

H. HOST STATE DOES NOT PROVIDE ASSISTANCE IN OBTAINING AUTOMOBILE LIABILITY INSURANCE FOR DIPLOMATIC PERSONNEL. INSURANCE IS OBTAINED DIRECTLY FROM THE INSURER BY EACH DIPLOMATIC MISSION.

I. PREMIUM RATES APPLICABLE TO DIPLOMATS ARE THE SAME AS THOSE APPLICABLE TO CITIZENS OF HOST COUNTRY.

J. INSURANCE CONTRACT FOR DIPLOMATS IS THE STANDARD CONTRACT IN USE IN HOST COUNTRY.

K. HOST GOVERNMENT DOES NOT REQUIRE EMBASSIES OF INSURED DIPLOMATS TO WAIVE IN ADVANCE IMMUNITY FROM LIABILITY FOR COVERED ACTS.

L. IT IS NOT CUSTOMARY FOR WAIVER TO BE LIMITED TO AMOUNT OF LIABILITY INSURANCE COVERAGE. MANDATORY LIABILITY INSURANCE LAW MAKES THE INSURER RESPONSIBLE FOR REACHING SATISFACTORY SETTLEMENT.

M. PREVAILING SYSTEM WORKS WELL AS THERE HAVE BEEN IN RECENT YEARS NO NOTORIOUS CASES OF PERSONAL INJURY OR DEATH CAUSED BY A DIPLOMAT OF ANY MISSION WHERE THERE HAS BEEN NO OR INADEQUATE COMPENSATION RESULTING FROM UNCLASSIFIED

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LACK OF INSURANCE OR FAILURE OF INSURANCE COMPANY TO SETTLE.

N. THERE IS NO SYSTEM BY WHICH PERSONS SUFFERING DAMAGE AT HANDS OF DIPLOMATIC PERSONNEL RECEIVE COMPENSATION FROM HOST GOVERNMENT.

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Disposition Approved on Date:
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Disposition Event:
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